

County of Santa Clara
Office of the County Clerk-Recorder
Business Division

County Government Center
 70 West Hedding Street, E. Wing, 1st Floor
 San Jose, California 95110 (408) 299-5688



Santa Clara County - Clerk-Recorder Office
 State of California

File Number: ENV22023

ENVIRONMENTAL FILING

No. of Pages: 2

Total Fees: \$0.00

File Date: 02/13/2019

Expires: 04/01/2019

REGINA ALCOMENDRAS, Clerk-Recorder

By: Sandy Chanthasy, Deputy Clerk-Recorder

CEQA DOCUMENT DECLARATION

ENVIRONMENTAL FILING FEE RECEIPT

PLEASE COMPLETE THE FOLLOWING:

1. LEAD AGENCY: City of Campbell
2. PROJECT TITLE: Campbell In-N-Out Burger Project
3. APPLICANT NAME: In-N-Out Burgers c/o Jim Lockington PHONE: (626) 813-8289
4. APPLICANT ADDRESS: 13502 Hamburger Lane Baldwin Park, CA 91706
5. PROJECT APPLICANT IS A: Local Public Agency School District Other Special District State Agency Private Entity
6. NOTICE TO BE POSTED FOR 47 DAYS.
7. CLASSIFICATION OF ENVIRONMENTAL DOCUMENT

a. PROJECTS THAT ARE SUBJECT TO DFG FEES

<input type="checkbox"/> 1. <u>ENVIRONMENTAL IMPACT REPORT</u> (PUBLIC RESOURCES CODE §21152)	\$ 3,271.00	\$ <u>0.00</u>
<input type="checkbox"/> 2. <u>NEGATIVE DECLARATION</u> (PUBLIC RESOURCES CODE §21080(C))	\$ 2,354.75	\$ <u>0.00</u>
<input type="checkbox"/> 3. <u>APPLICATION FEE WATER DIVERSION</u> (STATE WATER RESOURCES CONTROL BOARD ONLY)	\$ 850.00	\$ <u>0.00</u>
<input type="checkbox"/> 4. <u>PROJECTS SUBJECT TO CERTIFIED REGULATORY PROGRAMS</u>	\$ 1,112.00	\$ <u>0.00</u>
<input type="checkbox"/> 5. <u>COUNTY ADMINISTRATIVE FEE</u> (REQUIRED FOR a-1 THROUGH a-4 ABOVE) Fish & Game Code §711.4(e)	\$ 50.00	\$ <u>0.00</u>

b. PROJECTS THAT ARE EXEMPT FROM DFG FEES

<input type="checkbox"/> 1. NOTICE OF EXEMPTION (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED)	\$ 50.00	\$ <u>0.00</u>
<input type="checkbox"/> 2. A COMPLETED "CEQA FILING FEE NO EFFECT DETERMINATION FORM" FROM THE DEPARTMENT OF FISH & GAME, DOCUMENTING THE DFG'S DETERMINATION THAT THE PROJECT WILL HAVE NO EFFECT ON FISH, WILDLIFE AND HABITAT, OR AN OFFICIAL, DATED RECEIPT / PROOF OF PAYMENT SHOWING PREVIOUS PAYMENT OF THE DFG FILING FEE FOR THE *SAME PROJECT IS ATTACHED (\$50.00 COUNTY ADMINISTRATIVE FEE REQUIRED)		
DOCUMENT TYPE: <input type="checkbox"/> ENVIRONMENTAL IMPACT REPORT <input type="checkbox"/> NEGATIVE DECLARATION	\$ 50.00	\$ <u>0.00</u>

c. NOTICES THAT ARE NOT SUBJECT TO DFG FEES OR COUNTY ADMINISTRATIVE FEES

<input type="checkbox"/> NOTICE OF PREPARATION	<input type="checkbox"/> NOTICE OF INTENT	NO FEE	\$ <u>NO FEE</u>
--	---	--------	------------------

8. OTHER: Notice of Availability (NOA) FEE (IF APPLICABLE): \$ 0.00
9. TOTAL RECEIVED..... \$ 0.00

*NOTE: "**SAME PROJECT**" MEANS **NO** CHANGES. IF THE DOCUMENT SUBMITTED IS NOT THE SAME (OTHER THAN DATES), A "NO EFFECT DETERMINATION" LETTER FROM THE DEPARTMENT OF FISH AND GAME FOR THE **SUBSEQUENT** FILING OR THE APPROPRIATE FEES ARE REQUIRED.

THIS FORM MUST BE COMPLETED AND ATTACHED TO THE FRONT OF ALL CEQA DOCUMENTS LISTED ABOVE (**INCLUDING COPIES**) SUBMITTED FOR FILING. WE WILL NEED AN ORIGINAL (WET SIGNATURE) AND TWO (2) COPIES. IF THERE ARE ATTACHMENTS, PLEASE PROVIDE THREE (3) SETS OF ATTACHMENTS FOR SUBMISSION. (**YOUR ORIGINAL WILL BE RETURNED TO YOU AT THE TIME OF FILING.**)

CHECKS FOR ALL FEES SHOULD BE MADE PAYABLE TO: SANTA CLARA COUNTY CLERK-RECORDER

PLEASE NOTE: FEES ARE ANNUALLY ADJUSTED (Fish & Game Code §711.4(b)); PLEASE CHECK WITH THIS OFFICE AND THE DEPARTMENT OF FISH AND GAME FOR THE LATEST FEE INFORMATION.

"... NO PROJECT SHALL BE OPERATIVE, VESTED, OR FINAL, NOR SHALL LOCAL GOVERNMENT PERMITS FOR THE PROJECT BE VALID, UNTIL THE FILING FEES REQUIRED PURSUANT TO THIS SECTION ARE PAID." Fish & Game Code §711.4(c)(3)

(Fees Effective 01-01-2019)

ORIGINAL



Notice of Availability of an Environmental Impact Report for the Campbell In-N-Out Burger Project

Date: February 13, 2019
Subject: Notice of Availability (NOA) of the Draft Environmental Impact Report (EIR) for the Campbell In-N-Out Burger Project
Lead Agency: City of Campbell
Project Title: Campbell In-N-Out Burger Project
Project Location: 499 East Hamilton Avenue, Campbell
State Clearinghouse No.: 2018072028

PROJECT DESCRIPTION

The In-N-Out Burger Project (proposed project) site is a 1.2-acre lot located in the northeastern portion of Campbell, on the north side of East Hamilton Avenue near Highway 17. The surrounding area is characterized by a mix of commercial uses along East Hamilton Avenue and single-family and multi-family residential properties to the north of the project site. The proposed project would demolish the existing restaurant building (formerly the Elephant Bar) and entirely redevelop the project site with an approximately 3,812-square-foot drive-thru fast-food restaurant with outdoor seating. The project would also include related landscaping and site improvements, removal of on-site trees, and an increase in the number and size of on-site signage. The project would not require a change in General Plan land use designation or zoning. Further details of the proposed project are available at <https://www.ci.campbell.ca.us/876/In-N-Out>.

PROBABLE ENVIRONMENTAL EFFECTS OF THE PROJECT

The Draft EIR evaluates potentially significant environmental impacts associated with the proposed project, consistent with the California Environmental Quality Act (CEQA). The Draft EIR identifies the following categories as potentially significant: Air Quality, Biological Resources, Cultural Resources, Tribal Cultural Resources, Hazards and Hazardous Materials, Noise, and Transportation and Traffic. No significant unavoidable impacts were identified for the proposed project.

CEQA requires this notice to disclose whether any listed hazardous materials sites are present at the location. As discussed in Chapter 4.7, Hazards and Hazardous Materials, of the Draft EIR, the proposed project site and surrounding sites are not included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5.

PUBLIC REVIEW

A **45-day public review period** for the Draft EIR will start on Wednesday, February 13, 2019 and end on Monday April 1, 2019. Please send all written comments (electronic communication preferred) to:

Daniel Fama, Senior Planner
City of Campbell
70 N. 1st Street
Campbell, CA, 95008
danielf@cityofcampbell.com

Please use "In-N-Out Burger Project EIR" as the subject line for email submittals. Comments on the Draft EIR are due no later than the close of the 45-day public review period on April 1, 2019.

Copies of the Draft EIR will be on file for public review at the Campbell City Hall (70 N. 1st Street, Campbell, CA, 95008) in the Community Development Department, the Campbell Library (77 Harrison Ave, Campbell, CA 95008), and on the City's website under the Environmental Notices webpage at <https://www.ci.campbell.ca.us/Archive.aspx?AMID=48>. Public agencies providing comments are asked to include a contact person for the agency.

PUBLIC HEARING

A public hearing to receive comments on the adequacy of the Draft EIR will be held before the Planning Commission on **Tuesday, February 26, 2019** at 7:30 p.m., or shortly thereafter, in the City Council Chambers (70 N. 1st Street, Campbell, CA, 95008). Oral and written testimony on the Draft EIR may be given at this Planning Commission meeting.

[CLICK HERE TO DOWNLOAD FULL DOCUMENT](#)



CITY OF CAMPBELL In-N-Out Burger Project Draft EIR

SCH#: 2018072028

February 13, 2019 | Volume 1: Draft EIR

